S/N 10/027,736

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

PRESTA ET AL.

Examiner:

M. BELYAVSKEENTRAL FAX CENTER

JAN 2 2 2004

Serial No.:

10/027,736

Group Art Unit:

1644

Filed:

DECEMBER 19, 2001 Docket No.:

11669.92U\$01

Confirmation No.:

9756

Customer No.:

23552

Title:

NON-HUMAN PRIMATE Fc RECEPTORS AND METHODS OF USE

CERTIFICATE UNDER 37 CFR 1.6(d):

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent

## RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This paper is being submitted in response to the Restriction Requirement mailed December 29, 2003.

Without acquiescing to the statements made therein, Applicants hereby elect, with traverse, the claims of Group I (claims 1-9, 11, 15-20 and 75-90) for prosecution in the instant application. Applicants further elect nucleotide sequence of SEQ ID NO: 1. Claims 1, 2, 11, 14, 15-20, 75,76 and 84-89 of the Group I claims read upon a nucleotide having a sequence of SEQ ID NO: 1.

Applicants respectfully traverse the restriction requirement. Applicants submit it would not be unduly burdensome to search the claims of Group II (10, 12 and 13) as the prior art directed to the sequences is also likely to cover methods of obtaining the sequences. The traversal is on the ground that sufficient reasons and/or examples to justify a Restriction Requirement have not been provided. Accordingly, it is requested that the Restriction Requirement be withdrawn and that these claims be examined.

Examination on the merits is respectfully requested.

Respectfully submitted,

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Date: 22, 2004

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#### P.001/003 F-934

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A Professional Corporation

Fax Transmission

January 22, 2004

TO:

Commissioner for Patents

Attn: Examiner Michail Belyavskyi

P.O. Box 1450

Alexandria, VA 22313-1450

FROM:

Katherine M. Kowalchyk

OUR REF: TELEPHONE: 11669.92US01

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Title of Document Transmitted:

<u>RESPONSE TO RESTRICTION</u> REQUIREMENT

Applicant:

PRESTA ET AL.

Serial No.:

10/027,736

Filed:

**DECEMBER 19, 2001** 

Group Art Unit: 1644

Our Ref. No.:

11<u>669.92US01</u>

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Confirmation No. 9756

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

By: Katherine M. Kowalchyk

Reg. No.: 36,848

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January 22, 2004

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